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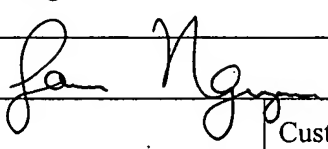
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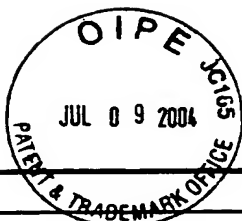
 <p><b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)</p>		<b>Application Number</b>	10/765,768
		<b>Filing Date</b>	January 26, 2004
		<b>First Named Inventor</b>	Steven Y. NG et al.
		<b>Group/Art Unit</b>	1711
		<b>Examiner Name</b>	Unassigned
<b>Total Number of Pages in This Submission</b>	8	<b>Attorney Docket Number</b>	10008-7184C


ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input checked="" type="checkbox"/> Information Disclosure Statement (2 pgs), PTO-1449 (1 sheet), and 9 references <input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): stamped return postcard
Remarks:		
<b>AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER.</b>		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Firm or Individual name	Sam L. Nguyen, Reg. No. 52,496, HELLER EHRMAN WHITE & McAULIFFE LLP		
Signature			
Date	July 9, 2004	Customer Number:	25213

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Typed or printed name	Jan Hues		
Signature		Date	July 9, 2004

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Typed or printed name	Jan Huss		
Signature		Date	July 9, 2004

PATENT

Attorney Docket No. 10008-7184C

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application	)	
Inventor(s): Steven Y. Ng et al.	)	Confirmation No. 1928
	)	
Application No.: 10/765,768	)	Art Unit: 1711
	)	
Filed: January 26, 2004	)	Examiner: Not Assigned
	)	
Title Pharmaceutical Compositions Using Semi-Solid Delivery Vehicle	)	
	)	

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

MAIL STOP: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

- ☐ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)  
-- OR --
- ☐ (2) It is being filed within 3 months of entry of a national stage  
-- OR --
- ☒ (3) It is being filed before the mail date of the first Office Action on the merits  
-- OR --
- ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- ☐ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:
- ☐ a certification as specified in §1.97(e) is provided below; **or**
- ☐ a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:
- A. a certification as specified in §1.97(e) is completed below; and
- B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**
- C. a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☒ **Fee Authorization.** The Commissioner is hereby authorized to charge the above-referenced fees of \$0.00 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 08-1641 (Docket No. 10008-7184).

Respectfully submitted,

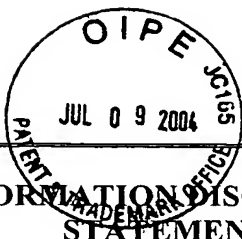
HELLER EHRMAN WHITE & MCAULIFFE LLP

Dated: July 9, 2004

By: Sam L. Nguyen

Sam L. Nguyen, Reg. No. 52,496

275 Middlefield Road  
Menlo Park, CA 94025-3506  
(650) 324-7000  
Customer No. 25213



<b>INFORMATION DISCLOSURE STATEMENT</b>  <b>PTO-1449</b>			ATTY. DOCKET NO. <b>10008-7184C</b>		SERIAL NO. <b>10/765,768</b>		
			APPLICANT Steven Y. Ng et al.				
			FILING DATE January 26, 2004		GROUP: 1711		
<b>U.S. PATENT DOCUMENTS</b>							
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE	
	4,079,038	3/14/1978	Choi <i>et al.</i>	260	047		
	4,093,709	6/6/1978	Choi <i>et al.</i>	424	019		
	4,131,648	12/26/1978	Choi <i>et al.</i>	424	022		
	4,138,344	2/6/1979	Choi <i>et al.</i>	252	001		
	4,180,646	12/25/1979	Choi <i>et al.</i>	528	153		
	4,304,767	12/8/1981	Heller <i>et al.</i>	424	078		
	4,946,931	8/7/1990	Heller <i>et al.</i>	528	230		
	5,968,543	10/19/1999	Heller <i>et al.</i>	424	425		
<b>FOREIGN PATENT DOCUMENTS</b>							
EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
	Yolles <i>et al.</i> "Polymer News" 1: 9-15 (1970)						
EXAMINER				DATE CONSIDERED			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.